

ORDINANCE NO. _____, SERIES 2010

AN ORDINANCE ESTABLISHING THE COMMISSION ON PUBLIC ART, CREATING THE POSITION OF PUBLIC ART ADMINISTRATOR AND ESTABLISHING THE LOUISVILLE PUBLIC SPACE ART FUND

Sponsored by : _____

WHEREAS, public art is an important element of a city’s vitality, energizing public spaces, encouraging a heightened sense of place and transforming the places where citizens work and live into more welcoming and beautiful environments; public art includes any visual or multidisciplinary art project presented in or on Louisville Metro-owned buildings, property or land and in or on publicly-accessible properties or land; and

WHEREAS, Louisville Metro has a wealth of public art but currently has no system to inventory and maintain existing public art nor to acquire or commission new public art; and

WHEREAS, the Mayor established the Mayor’s Advisory Committee on Public Art (“MACOPA”) to examine how Louisville Metro manages its existing collection of art installed in public spaces and the City’s acquisition of new public art throughout Louisville; and

WHEREAS, upon MACOPA’s recommendation, the Mayor commissioned a Public Art Master Plan (“Master Plan”) to develop a new vision and plan for maintaining and encouraging art in public spaces; and

WHEREAS, the Master Plan makes recommendations including the establishment of a new commission to have responsibility for developing and implementing a policy for public art in Louisville Metro, establishing the position of Public Art Administrator and creating a public art fund.

NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT (THE COUNCIL) AS FOLLOWS:

Section 1. A NEW SECTION OF CHAPTER 32 OF THE LOUISVILLE METRO CODE OF ORDINANCES BE CREATED TO READ AS FOLLOWS:

There is hereby created the Commission on Public Art (COPA) whose general purpose shall be to:

- A. Oversee the Implementation of the Master Plan, a copy of which is made available for the public to view, at Metro Development, 555 S. Fifth Street, Louisville, KY 40202 during regular business hours or on-line at www.louisvilleky.gov/ProgramsandInitiatives.
- B. Review and propose public policy concerning public art and conduct periodic reviews of the need to update the Public Art Master Plan.
- C. Advocate for public art throughout Louisville.
- D. Review and develop plans for the inventory, maintenance, acquisition and de-acquisition of public art owned by Louisville Metro.
- E. Review and approve grant applications for public art projects from the Louisville Public Space Art Fund, established pursuant to Section 6 of this Ordinance.

Section 2. A NEW SECTION OF CHAPTER 32 OF THE LMCO IS CREATED TO READ AS FOLLOWS:

- A. The business, activities and affairs of COPA shall be managed by its members who shall be:
 - 1) The Mayor, or his designee:

- 2) A member of the Council appointed by the President of the Council;
- 3) The Public Art Administrator (non-voting member); and
- 4) Seven (7) citizens appointed by the Mayor with the approval of the Council; two (2) who shall be a civic/business leaders in Louisville Metro; one (1) who shall be a faculty member of the art department of a university or college in Louisville Metro; and four (4) who shall be professionally involved in visual arts in Louisville Metro.

- B. The terms of the members serving on COPA pursuant to Subsection (A) (1) (2) and (3) of this Section shall be coterminous with their office or position. The members appointed pursuant to Subsection (A) (4) shall each serve a four (4) year term or until their successor is appointed and may be appointed for one succeeding term. One half of the initial appointees shall be appointed for an initial term of two (2) years. Thereafter, such appointees shall serve four (4) year terms as provided above.
- C. COPA shall elect a chair person who shall serve for a one (1) year term, and may be reappointed for three (3) successive one-year terms.
- D. Should a vacancy occur in an appointed position, the Mayor shall appoint a person to serve for the unexpired term.

**Section 3. A NEW SECTION OF CHAPTER 32 OF THE LMCO IS
CREATED TO READ AS FOLLOWS:**

- A. Regular meetings of COPA shall occur no less than quarterly, the time and place of which shall be fixed by COPA at its first meeting of each calendar year. Special meetings may be called in accordance with the bylaws adopted by COPA. All meetings of COPA shall be conducted in accordance with KRS 61.800-61.850.
- B. A majority of the membership of COPA shall constitute a quorum for the transaction of business. The affirmative vote of a majority of the members present at a meeting shall be necessary for the adoption of any motion, measure or resolution.

**Section 4. A NEW SECTION OF CHAPTER 32 OF THE LMCO IS
CREATED TO READ AS FOLLOWS:**

- A. COPA shall adopt bylaws and other rules as it deems necessary for its organization and proceedings consistent with the laws, ordinances and resolutions of the Commonwealth of Kentucky and Louisville/Jefferson County Metro Government.
- B. COPA may create standing and temporary committees for such purposes and needs as may arise in the performance of COPA's duties.
- C. Staff assistance to COPA shall be provided by the Economic Development Department.

**Section 5. A NEW SECTION OF CHAPTER 32 OF THE LMCO IS
CREATED TO READ AS FOLLOWS:**

A. The position of Public Art Administrator is created within the Economic Development Department (“Department”) following the staffing guidelines of the Public Art Master Plan. Upon the recommendation of COPA and agreement by the Director of the Department, the Director of the Department shall appoint the Public Art Administrator. The Public Art Administrator shall have the following duties and responsibilities:

- 1) Oversee the collection of public art owned by Louisville Metro.
- 2) Direct Louisville Metro’s activities regarding inventory, maintenance and acquisition of public art.
- 3) Serve as staff for COPA.
- 4) Oversee the granting process with COPA and the allocation of funds for public art projects from the Louisville Public Space Art Fund established by Section 6 of this ordinance.
- 5) Act as the liaison to all other departments of Louisville Metro concerning art in public spaces.
- 6) Develop educational and marketing materials concerning public art.
- 7) Perform such other duties as required by the Director.

**Section 6. A NEW SECTION OF CHAPTER 32 OF THE LMCO IS
CREATED TO READ AS FOLLOWS:**

- A. There is created as a restricted agency fund the Louisville Public Space Art Fund. This shall be funded by appropriations by the Council and funds received from development projects as outlined in Section 5.12.2, item 3 of Louisville Metro Land Development Code. It also may be funded through grants and donations from federal and state governments, corporations, foundations, individuals, and other not-for-profit organizations.
- B. The Louisville Public Space Art Fund shall be used to provide grants to 501(c)(3) organizations to undertake public art projects as determined by COPA and to pay compensation or consultant fees associated with the Public Art Administrator.
- C. COPA is authorized to apply for and accept grants and donations to the Louisville Public Space Art Fund.

Section 7. This ordinance shall take effect upon its passage and approval.

Kathleen J. Herron
Metro Council Clerk

Thomas L. Owen
President of the Council

Jerry E. Abramson
Mayor

Approved: _____
Date

APPROVED AS TO FORM AND LEGALITY:
Michael J. O'Connell
Jefferson County Attorney

By: _____

